

BEFORE THE
ILLINOIS COMMERCE COMMISSION

MCLEODUSA TELECOMMUNICATIONS SERVICES,) DOCKET NO.
INC.) 00 -0107

-vs-

ILLINOIS BELL TELEPHONE COMPANY)
(Ameritech Illinois))

Complaint against Illinois Bell)
Telephone Company d/b/a Ameritech)
Illinois under Sections 13-514 and)
13-515 of the Public Utilities Act)
concerning the imposition of special)
construction charges and seeking)
emergency relief pursuant to Section)
13-515(e).)

Springfield, Illinois
December 4, 2000

Met, pursuant to notice, at 1:30 P.M.

BEFORE:

MR. JOHN ALBERS, Examiner

APPEARANCES:

MS. CARRIE J. HIGHTMAN
Schiff, Hardin & Waite
6600 Sears Tower
Chicago, Illinois 60606

(Appearing on behalf of McLeodUSA
Telecommunications Services, Inc. via
teleconference)

SULLIVAN REPORTING COMPANY, by
Cheryl A. Davis, Reporter, #084-001662

(Cont 'd)

MR. MARK KERBER
225 West Randolph
HQ 25A
Chicago, Illinois 60606

(Appearing on behalf of Ameritech
Illinois via teleconference)

1	I N D E X				
2	WITNESSES	DIRECT	CROSS	REDIRECT	RECROSS
3	(None)				
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12	EXHIBITS		MARKED		ADMITTED
13	(None)				
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1 PROCEEDINGS

2 EXAMINER ALBERS: By the authority vested
3 in me by the Illinois Commerce Commission, I now
4 call Docket Number 00-0107. This docket is a
5 complaint filed by McLeodUSA Telecommunications
6 Services, Inc. against Ameritech Illinois under
7 Sections 13-514 and 13-515 of the Public Utilities
8 Act.

9 When we last met on November 6th the
10 parties reported making progress on their
11 settlement negotiations and agreed to continue the
12 stay of the 60-day statutory schedule while
13 settlement negotiations continued.

14 With that said, may I have the
15 appearances for the record, please.

16 MS. HIGHTMAN: Carrie J. Hightman, Schiff
17 Hardin & Waite, 6600 Sears Tower, Chicago, Illinois
18 60606, appearing on behalf of the Complainant,
19 McLeodUSA Telecommunications Services, Inc.

20 MR. KERBER: On behalf of the Respondent,
21 Ameritech Illinois, this is Mark Kerber,
22 K-E-R-B-E-R, 225 West Randolph, HQ-25A, Chicago

1 60606.

2 EXAMINER ALBERS: Off the record.

3 (Whereupon at this point in
4 the proceedings an
5 off-the-record discussion
6 transpired.)

7 EXAMINER ALBERS: Back on the record.

8 Let the record reflect there are no
9 others wishing to enter an appearance.

10 I don't believe there's any preliminary
11 matters, and if one of the parties would like to
12 describe the status of the negotiations, I'd
13 appreciate that.

14 MS. HIGHTMAN: I'd be happy to.

15 We've been talking -- McLeodUSA has been
16 talking with Ameritech. We have an agreement in
17 principle. We're working out the final details
18 right now. We anticipate having this resolved
19 within a week or two, and it will, you know, fully
20 resolve any of the issues the Commission would care
21 about, including allocation of Commission costs.

22 EXAMINER ALBERS: Okay.

1 Mr. Kerber, would you like to add to that
2 at all?

3 MR. KERBER: No, that's fine, Your Honor.

4 EXAMINER ALBERS: Okay. Any desire to
5 respond then to Ameritech's motion to withdraw its
6 original motion to dismiss?

7 MS. HIGHTMAN: Not at this point.

8 EXAMINER ALBERS: And responses to
9 Ameritech's new motion to dismiss?

10 MS. HIGHTMAN: Again, same answer, not at
11 this point.

12 EXAMINER ALBERS: And Ameritech's
13 affirmative defenses in its answer?

14 MS. HIGHTMAN: Same thing.

15 EXAMINER ALBERS: Okay. Do you envision
16 not filing anything in response to any of those
17 pleadings?

18 MS. HIGHTMAN: I do not envision filing
19 anything.

20 EXAMINER ALBERS: Okay. And if that's
21 taken care of in the order, assuming the dismissal
22 goes through, with the additional language you find

1 regarding unresolved motions, that's to the
2 satisfaction of both parties?

3 MR. KERBER: Yeah, that's fine with me I
4 think.

5 MS. HIGHTMAN: Yeah. I mean I don't
6 think we would specifically address those last
7 issues, but everything would be taken care of by
8 the settlement.

9 EXAMINER ALBERS: Okay. I don't imagine
10 discussing any of them specifically in any kind of
11 order.

12 MS. HIGHTMAN: Right.

13 EXAMINER ALBERS: Is there anything else
14 to add then today?

15 MR. KERBER: Not for us.

16 MS. HIGHTMAN: No, not for us.

17 EXAMINER ALBERS: Okay. Just be sure in
18 your motion to dismiss to indicate how you're going
19 to allocate the costs.

20 MR. KERBER: Okay.

21 EXAMINER ALBERS: So we can have that
22 taken care of by the Clerk's Office.

1 MS. HIGHTMAN: We will.

2 EXAMINER ALBERS: All right. If there's
3 nothing further then, we can continue this matter
4 to December 21st at 10:30 a.m., and in the event
5 that there does not appear to be anything further
6 to address at that status hearing, I'll cancel the
7 hearing and mark the record Heard and Taken without
8 any further hearings.

9 All right?

10 MR. KERBER: Okay.

11 MS. HIGHTMAN: Thank you.

12 (Whereupon the case was
13 continued to December 21,
14 2000, at 10:30 a.m. in
15 Springfield, Illinois.)

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1 STATE OF ILLINOIS)
)SS
2 COUNTY OF SANGAMON)

3 CASE NO.: 00-0107

4 TITLE: MCLEODUSA TELECOMMUNICATIONS SERVICES, INC.
 - vs -
5 ILLINOIS BELL TELEPHONE COMPANY
 (Ameritech Illinois)

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10 CERTIFICATE OF REPORTER

11 I, Cheryl A. Davis, do hereby certify that I
12 am a court reporter contracted by Sullivan
13 Reporting Company of Chicago, Illinois; that I
14 reported in shorthand the evidence taken and
15 proceedings had on the hearing on the
16 above-entitled case on the 4th day of December,
17 2000; that the foregoing 8 pages are a true and
18 correct transcript of my shorthand notes so taken
19 as aforesaid and contain all of the proceedings
20 directed by the Commission or other persons
21 authorized by it to conduct the said hearing to be
22 so stenographically reported.

 Dated at Springfield, Illinois, on this 6th
day of December, A.D., 2000.

19
20 Certified Shorthand Reporter
 License No. 084-001662